

Message Text

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ORIGIN EUR-25

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-07 H-03 INR-11 L-03

NSAE-00 NSC-07 PA-04 RSC-01 PRS-01 SP-03 SS-20

USIA-15 IO-14 SAJ-01 ACDA-19 /135 R

DRAFTED BY EUR/CE:RWBECKER:MMM

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R 132329Z AUG 74

FM SECSTATE WASHDC

TO AMEMBASSY BONN

INFO USMISSION BERLIN

AMEMBASSY LONDON

AMEMBASSY PARIS

USMISSION NATO

AMEMBASSY MOSCOW

LIMITED OFFICIAL USE STATE 177420

E.O. 11652: N/A

TAGS: PFOR, WB, GW, UK, US, UR, FR

SUBJECT: REPLY TO SOVIET STATEMENT ON COVENANT ON CIVIL AND
POLITICAL RIGHTS

REF: A) BONN 12409; B) STATE 162504; C) 11010

D) MOSCOW 8965

1. DEPARTMENT PREPARED TO ACCEPT INCLUSION OF PARA (B) OF
ALLIED DRAFT TEXT (PARA 1 B REFTEL C) TO BE PLACED AFTER
PARA (C) OF DEPARTMENTS TEXT (REFTEL B). BONN GROUP REP
SHOULD, HOWEVER, PRESS FOR ADDITION TO FINAL SENTENCE OF
PARA (B) OF ALLIED TEXT INCLUDED IN TEXT PARA (2) BELOW.

2. TEXT WOULD THEN READ AS FOLLOWS. BEGIN TEXT:

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A) WITH REFERENCE TO YOUR ORAL COMMUNICATION OF 11 JUNE 1974 RELATING TO THE EXTENSION TO THE WESTERN SECTORS OF BERLIN OF THE INTERNATIONAL COVENANT ON CIVIL AND POLITICAL RIGHTS, I HAVE BEEN INSTRUCTED TO INFORM YOU OF THE FOLLOWING:

B) THE AMERICAN AUTHORITIES REAFFIRM THEIR EARLIER COMMUNICATION OF APRIL 3 ON THIS SUBJECT. AS HAS BEEN POINTED OUT THEN AND ON OTHER OCCASIONS, THE ALLIED KOMMANDATURA, BERLIN, TAKES ALL NECESSARY MEASURES WITHIN THE FRAMEWORK OF THE ESTABLISHED PROCEDURES WHICH WERE REAFFIRMED IN THE QUADRIPARTITE AGREEMENT OF SEPTEMBER 3, 1971, TO ENSURE THAT AGREEMENTS AND ARRANGEMENTS EXTENDED TO THE WESTERN SECTORS OF BERLIN CANNOT BE APPLIED IN SUCH A WAY AS TO EFFECT MATTERS OF SECURITY AND STATUS.

C) THE EXTENSION OF THIS INTERNATIONAL COVENANT WAS REVIEWED BY THE AK BERLIN WHICH PROPERLY DETERMINED THAT ALL LEGAL REQUIREMENTS WERE MET, AND THAT THE APPLICATION OF THE COVENANT WOULD BE IN NO WAY INCONSISTENT WITH ANY OF THE TERMS OF THE QUADRIPARTITE AGREEMENT INCLUDING THOSE RELATING TO MATTERS OF SECURITY AND STATUS.

D) THE AMERICAN AUTHORITIES WISH TO POINT OUT THAT THE PRIMARY PURPOSE OF THE INTERNATIONAL COVENANT IS THE PROTECTION OF THE RIGHTS OF THE INDIVIDUAL. THE AMERICAN AUTHORITIES DO NOT ACCEPT THAT THE CONTENT OF THE INTERNATIONAL COVENANT IS SUCH AS TO MAKE IT A TREATY AFFECTING SECURITY AND STATUS WITHIN THE QUADRIPARTITE BERLIN CONTEXT. END TEXT. KISSINGER

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Message Attributes

Automatic Decaptioning: X
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Channel Indicators: n/a
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Concepts: HUMAN RIGHTS, INTERNATIONAL LAW, DIPLOMATIC PROTESTS, POLITICAL FREEDOM
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Draft Date: 13 AUG 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: CollinP0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Review Authority: CollinP0
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